

07/08/03



2527 U.S. PTO

UTILITY PATENT APPLICATION TRANSMITTAL  
(only for continuation and divisional  
applications under 37 CFR 1.53(b))

Client-Matter No.:  
66671-043 (P-SC 5711)  
Prior Application Info:  
Examiner: K. Canella  
Group/Art Unit: 1642  
Confirmation No.: 1374

Address to:  
Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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This is a request for filing a  
  X   continuation        divisional

application under 37 CFR 1.53(b), of pending prior application  
serial no. 09/275,900, filed March 24, 1999 (list only immediate  
prior application).

Title: NIMA INTERACTING PROTEINS

Inventor(s) (full name of each inventor): Tony Hunter and  
Kun Ping Lu

No abandonment of, or termination of proceedings, has occurred in  
the above-identified prior application.

1.   X   An application based on the prior application as filed  
and containing no new matter is enclosed, consisting  
of:  
  1   page application cover sheet  
 47  pages of specification (includes claims and  
abstract)  
 10  sheets of drawing(s).
2.   X     2   pages of a copy of the oath or declaration as  
originally filed on March 24, 1999, in prior  
application (37 CFR 1.63(d)), U.S. serial no.  
09/275,900, filed March 24, 1999, is enclosed.
3.        A signed statement DELETING inventor(s) named in the  
prior application (37 CFR 1.63(d)(2) and 1.33(b)) is  
attached.
4.        Nucleotide and/or Amino Acid Sequence Submission is  
enclosed:  
       computer readable copy of sequence listing  
       paper copy of sequence listing, pages        through  
       Statement Under                       
       Request to Use Computer Readable Form of Sequence  
Listing From Another Application

\_\_\_\_ Other:

5. ☒ Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under item no. 2 of this form, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference herein.
6. \_\_\_\_ Enter the unentered amendment previously filed on \_\_\_\_\_ under 37 CFR 1.116 in the prior application.
7. \_\_\_\_ A preliminary amendment is enclosed.
8. Small entity status:  
a. \_\_\_\_ A small entity statement is enclosed.  
b. ☒ A small entity statement was filed in prior application serial no. 08/555,912, and such status is still proper and desired.  
c. \_\_\_\_ is no longer claimed.
9. ☒ Amend the specification by:  
☒ inserting before the first paragraph on page 1: or  
\_\_\_\_ deleting the paragraph on page 1 regarding related applications and inserting therefor:  
  
This application is a continuation of U.S. application serial no. 09/275,900, filed March 24, 1999, which is a divisional of U.S. application serial no. 09/066,074, filed April 24, 1998, now U.S. patent no. 5,952,467, which is a divisional of U.S. application serial no. 08/555,912, filed November 13, 1995, now U.S. patent no. 5,972,697.
10. ☒ Cancel in this application original claims 2 and 3 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
11. The prior application is assigned of record to The Salk Institute for Biological Studies.
12. The power of attorney in the prior application is to David A. Gay, Registration No. 39,200.
13. \_\_\_\_ A copy of a change in power of attorney or authorization of agent as filed in the prior application (37 CFR 1.63(d)(4)) is enclosed.
14. ☒ A return receipt postcard is enclosed.
15. \_\_\_\_ A Patent Application Bibliographic Data Sheet is enclosed.
16. \_\_\_\_ Request for Nonpublication and Certification is enclosed.
17. \_\_\_\_ A copy of the Petition for Extension of Time filed on \_\_\_\_ (date) \_\_\_\_\_ in prior application serial number \_\_\_\_\_ is enclosed.

18.      Also enclosed:

The filing fee is calculated below:

	NUMBER FILED		NUMBER EXTRA		RATE	FEE
TOTAL CLAIMS	1- 20	=	0	x	\$9 \$18	
INDEPENDENT CLAIMS	1 - 3	=	0	x	\$42 \$84	
MULTIPLE DEPENDENT CLAIMS <u>    </u> YES <u>    </u> NO					\$140 \$280	
BASIC FEE					\$375 \$750	
TOTAL FEE						\$

19.      Please charge my Deposit Account No.      in the amount of \$    . A duplicate copy of this sheet is enclosed.
20.  X  The filing fee is not enclosed. Do not charge our deposit account.
21.      The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required or credit any overpayment to Deposit Account No.     . A duplicate copy of this sheet is enclosed.

Address all future communications to:

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McDERMOTT, WILL & EMERY  
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San Diego, California 92122  
telephone: (858) 535-9001  
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Respectfully submitted,

Date:  July 8, 2003

David A. Gay   
David A. Gay  
Registration No. 39,200  
Attorney for Applicant  
McDERMOTT, WILL & EMERY  
4370 La Jolla Village Drive  
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San Diego, California 92122

     inventor(s)  X  attorney of record  
     assignee of complete interest      filed under Sec. 1.34(a)

Document: A copy of the declaration as  
originally filed on March 24, 1999  
Attorney Client-Matter No: 66671-043  
(P-SC 5711)

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